



CANNON BUILDING
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DOVER, DELAWARE 19904-2467

STATE OF DELAWARE
DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	BOARD OF MENTAL HEALTH AND CHEMICAL DEPENDENCY PROFESSIONALS
MEETING DATE AND TIME:	Wednesday, June 24, 2009 at 12:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon Building
MINUTES APPROVED	August 26, 2009

MEMBERS PRESENT

Dr. James Walsh, LPCMH, **President**, Presiding
Maynard Gregory, LCDP, **Vice President**
Vera Murrell, Public Member, **Secretary**
Daniel Cherneski, LMFT
Dr. William Northey, LMFT
William Gale, LPCMH
Tracy Hansen, LMFT
Mary Davis, LCDP
Clayton Yocum, Sr., Public Member
Winnie Lewis, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Catherine Hickey, Deputy Attorney General
Shauna Slaughter, Administrative Specialist II

MEMBERS ABSENT

Lisa Ritchie, LPCMH
Robert Doyle, Public Member

ALSO PRESENT

Stav Gornic, Child Well-Being Initiative
John Arick
Cheryl Anthony, Court Reporter, Wilcox & Fetzer

CALL TO ORDER

Dr. Walsh called the meeting to order at 12:07 p.m.

REVIEW OF MINUTES

The Board reviewed the May 27, 2009 meeting minutes for approval. Mr. Cherneski made a motion, seconded by Ms. Hansen, to approve the minutes as presented. Motion unanimously carried.

UNFINISHED BUSINESS

Review Draft of Proposed Rule and Regulation Changes

This item was tabled until the next meeting.

Review Certification Information from North American Association of Masters in Psychology (NAMP)

Dr. Walsh advised the Board that the certification information from NAMP was discussed at the committee meeting that was held just prior to the board meeting, but the item was tabled until August to allow more time for the committee members to review NAMP's code of ethics information. Also, NAMP had not responded completely to the committee's request for additional information. The Board's review of NAMP's certification will also be tabled until August.

Show Cause Hearing – John Arick 12:15 p.m.

At 12:28 p.m., Ms. Hickey called the show cause hearing to order for John Arick. Verbatim testimony was taken by the court reporter. The Board introduced themselves for the record. Mr. Gregory recused himself from the hearing. Ms. Hickey stated the reason for the hearing and had the following items marked as board exhibits for the record: Board Exhibit 1 – Notification of hearing letter, Certified mail receipt card, and Signed notice of attendance; Board Exhibit 2 - CE audit packet submitted by Mr. Arick, Audit letter sent to Mr. Arick 12/11/08, Letter from Mr. Arick dated 12/30/08, and Letter from Mr. Arick dated 02/27/09. Ms. Hickey verified with Mr. Arick that he waived his right to be represented by counsel. Mr. Arick was sworn, presented his case to the Board, and answered any questions they had. At 12:47 p.m., the Board went off the record for deliberations. From 12:56 p.m. until 1:07 p.m. the board was in recess due to a fire drill. At 1:24 p.m., the Board went back on the record. Dr. Northey made a motion, seconded by Ms. Hansen, to impose the following sanctions: Mr. Arick's license will be placed on probation until the next renewal on 09/30/10; He will have to obtain one hour per month of supervision by a LPCMH acceptable to the Board while he is on probation; The supervisor must submit a curriculum vitae to the Board for approval; The supervisor must provide quarterly reports to the Board beginning December 1, 2009; Mr. Arick must make-up the 40 CE hours required for the 2008 renewal; Any CE taken to satisfy the 2008 post renewal audit cannot be used for the 2010 post renewal audit; Mr. Arick will automatically be selected for audit during the 2010 and 2012 post renewal audits; He can have no less than 20 hours of face-to-face CE; and he must have at least five hours of CE in ethical and legal issues. Motion unanimously carried. The hearing concluded at 1:29 p.m.

Discussion Regarding Letter from Lauren Tinsley about Supervision and NBCC Certification

The Board again discussed the letter from Lauren Tinsley, in which she asked some questions regarding how applicants can obtain a LACMH license when their Master's degree is in School Counseling. She advised that the NBCC requires that applicants with a Master's degree in School Counseling obtain all of their experience before they can sit for the exam and get their certification. This means they cannot apply for LACMH in Delaware. Ms. Slaughter provided the Board with NBCC's certification requirements when the degree program is not CACREP accredited which would include a masters in school counseling. For these applicants the NBCC requires that 3000 hours of experience be completed before they will grant certification. The Board would like to try to get some additional information from the NBCC regarding the required experience before responding to this question. This item will be discussed further at the August meeting.

Final Denial of Previously Proposed to Deny LMFT Application for Karen Pettyjohn

Dr. Northey made a motion, seconded by Mr. Cherneski, to deny the previously proposed to deny LMFT licensure application for Karen Pettyjohn; she did not request a hearing. Motion unanimously carried.

Sign Order from Show Cause Hearing – Janelle Evans

The board affixed their signatures to the Order on the show cause hearing for Janelle Evans.

NEW BUSINESS

Review Application for LPCMH Licensure by Certification – Maria Martinez-Martinez

The Board reviewed Ms. Martinez-Martinez's application for LPCMH licensure by certification. Mr. Gale made a motion, seconded by Mr. Yocum, to **approve** the application. Motion unanimously carried.

Review Application for LPCMH Licensure by Certification – Geralyn Ryerson

The Board reviewed Ms. Ryerson's application for LPCMH licensure by certification. Mr. Gale made a motion, seconded by Mr. Cherneski, to **approve** the application. Motion unanimously carried.

Review Application for LPCMH Licensure by Certification – Stav Gornic

The Board reviewed Ms. Gornic's application for LPCMH licensure by certification. Although the Board previously ruled that certification from NAMP is not acceptable because it does not meet the requirements in the Board's regulations, and the Board has not finished the review of NAMPs current certification information, they felt that Ms. Gornic's application should be reviewed because of her specific circumstances. When Ms. Gornic started her experience and supervision she went onto the Division of Professional Regulation's website and saw that NAMP certification was listed as an acceptable certification for LPCMH licensure. Based on that information she started the process to obtain certification from NAMP. The Board later determined that NAMP certification was not acceptable and the information was removed from the website. Unfortunately, Ms. Gornic was not aware of this change until after she had completed the requirements for licensure. Ms. Slaughter confirmed that there was previously information on the website that indicated that NAMP certification was acceptable and that it was recently removed. Ms. Murrell made a motion, seconded by Dr. Walsh, to **approve** Ms. Gornic's application by NAMP certification based on the circumstances above. Motion carried with Dr. Northey opposed.

Review of Applications for LCDP Licensure by Certification

The Board reviewed Ms. Ritchie's application for LCDP licensure by certification. Mr. Gregory made a motion, seconded by Mr. Cherneski, to **approve** the application. Motion unanimously carried.

Review of Applications for LMFT Licensure by Reciprocity

The Board reviewed Mr. Graziano's application for LMFT licensure by reciprocity. Mr. Cherneski made a motion, seconded by Ms. Hansen, to **approve** the application. Motion unanimously carried.

Discussion Regarding 2008 Investigative Report

Ms. Slaughter asked the Board if there were any questions regarding the 2008 Investigative Report that she emailed to them. There were no questions.

Correspondence

Letter from Peter Frechette Regarding NCMHCE Exam

The Board reviewed a letter from Peter Frechette in which he asked if the Board would accept the NCMHCE exam in lieu of the NCE exam. It was determined that the board's statute and regulations do not specify which exam the applicant must pass, only that certification is required.

Email from Roy Cannon About Requiring Recommendations from Supervisors for LPCMH Licensure

The Board reviewed an email from Roy Cannon in which he expressed his concern that the Board does not require a recommendation from the person who provides supervision to new LPC applicants. Mr. Cannon would like to see the Board implement a requirement for supervisors to provide a recommendation, or at least that they have to verify that the applicant meets specific clinical skills before they can be licensed. Dr. Northey made a motion, seconded by Mr. Cherneski, to form a subcommittee to discuss the competency requirements for new applicants and continued competency for existing licensees. Motion unanimously carried. Dr. Northey, Mr. Cherneski, and Mr. Gregory agreed to serve on the subcommittee.

Email from AAMFT Regarding CE Obtained by Home Study

The Board reviewed an email from Katherine McCarthy in which she asked if AAMFT Pod Casts and AAMFT produced CD/ROM programs would be considered pre-approved. The Board determined that AAMFT Pod Casts and AAMFT produced CD/ROM would be acceptable CE courses since they are approved by AAMFT as outlined in the Board's regulations.

Other Business (for discussion only)

There was no other business before the Board.

Public Comment

Stav Gornic thanked the Board for reviewing and approving her application.

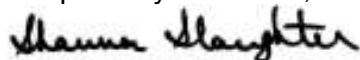
Next Meeting Date

The Board's next meeting is scheduled for August 26, 2009, at 12:00 p.m., in Conference Room A of the Cannon Bldg., 861 Silver Lake Blvd., Dover, Delaware.

Adjournment

Mr. Cherneski made a motion, seconded by Mr. Gale, to adjourn. Motion unanimously carried. There being no further business before the Board, the meeting adjourned at 1:58 p.m.

Respectfully submitted,



Shauna Slaughter
Administrative Specialist II



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Other Business (for discussion only)

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Public Comment

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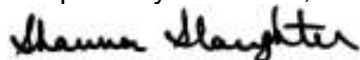
Next Meeting Date

The Board's next meeting is scheduled for August 26, 2009, at 12:00 p.m., in Conference Room A of the Cannon Bldg., 861 Silver Lake Blvd., Dover, Delaware.

Adjournment

Mr. Cherneski made a motion, seconded by Mr. Gale, to adjourn. Motion unanimously carried. There being no further business before the Board, the meeting adjourned at 1:58 p.m.

Respectfully submitted,



Shauna Slaughter
Administrative Specialist II